

DRUMMOND LAW FIRM  
3325 W. SAHARA AVENUE  
LAS VEGAS, NV 89102  
WWW.DRUMMONDFIRM.COM

**DRUMMOND LAW FIRM**

Craig W. Drummond, Esq.  
Nevada Bar No. 11109  
Liberty A. Pardee (Ringor), Esq.  
Nevada Bar No. 14417  
Joseph A. Tutone, Esq.  
Nevada Bar No. 16333  
3325 W. Sahara Avenue  
Las Vegas, NV 89102  
T: (702) 366-9966  
F: (702) 508-9440  
[Craig@DrummondFirm.com](mailto:Craig@DrummondFirm.com)  
[Liberty@DrummondFirm.com](mailto:Liberty@DrummondFirm.com)  
[Joey@DrummondFirm.com](mailto:Joey@DrummondFirm.com)  
*Attorneys for Plaintiff*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

JEAN PIERRE-DUSSAUBAT, JR.,  
individually;

Plaintiff,

vs.

KEY INSURANCE COMPANY, a foreign  
corporation; EARL MCFARLANE, an  
individual; DOES I-V; and ROE  
CORPORATIONS VI-X, inclusive,

Defendants.

Case No.: 2:23 -cv-01647-JCM-DJA

**STIPULATED JOINT DISCOVERY PLAN AND SCHEDULING ORDER  
PURSUANT TO FRCP 26(f) AND LOCAL RULE 26-1(b)**

Plaintiff, JEAN PIERRE-DUSSAUBAT, JR., by and through his attorneys, CRAIG W. DRUMMOND, ESQ., and LIBERTY A. PARDEE, ESQ., of DRUMMOND LAW FIRM, and Defendant KEY INSURANCE COMPANY, by and through its attorneys of record, PHILIP GOODHART, ESQ. of THORNDAL ARMSTRONG, PC, hereby respectfully submit their Stipulated Discovery Plan and Scheduling Order pursuant to FRCP 26(f) and Local Rule 26-1(b).

Deadlines that fall on a Saturday, Sunday, or legal holiday have been scheduled for the next judicial day.

- A. **FRCP 26(f) Meeting**: Pursuant to FRCP 26(f) and LR 26-1(a), the parties conferred by telephone on November 6, 2023 at 11:00 a.m. and was attended by: Liberty A. Pardee, Esq., of the Drummond Law Firm, on behalf of the Plaintiff, and Philip Goodhart, Esq. of Thorndal Armstrong, PC on behalf of the Defendant Key Insurance Company.
- B. **Initial Disclosures**: Pursuant to FRCP 26(a)(1), the parties will make their pre-discovery disclosures, including any and all information required by FRCP 26(a)(1) on or before December 6, 2023.
- C. **Discovery Plan**: Discovery does not need to be conducted in phases. The parties jointly proposed the following discovery plan:
  - a. **Subject of Discovery**: Discovery will be needed on the following subjects: All claims set forth in Plaintiff's Complaint and Defendant's defenses asserted thereto.
  - b. **Discovery Cut-Off Date(s)**: Discovery will take 180 days, measured from the date Defendant filed its Answer to Plaintiff's Complaint, **December 12, 2023**. Therefore, all discovery must be completed by **Monday, June 10, 2024**.<sup>1</sup>
  - c. **Amending the Pleadings and Adding Parties**: The date of filing motions to amend pleadings or to add parties shall not be later than 90 days prior to the close of discovery. In this action, the last date to file motions to amend the pleadings or add parties shall be **Monday, March 11, 2024**.
  - d. **FRCP 26(a)(2) Disclosures (Experts)**: The last day to disclose expert witnesses shall be 60 days before the discovery cut-off date. In this action, the last date to disclose experts shall be **Wednesday, April 10, 2024**. The date of the disclosure of rebuttal expert witnesses shall be 30 days after the initial

<sup>1</sup> The 180 deadline falls on Sunday, June 9, 2024.

disclosure of experts. In this action, the last date to disclose rebuttal experts shall be **Friday, May 10, 2024**.

- e. **Dispositive Motions**: The last date to file dispositive motions shall not be later than 30 days after the discovery cut-off date. In this action, the last date to file dispositive motions shall be **Tuesday, July 9, 2024**.
- f. **Pretrial Order**: The Joint Pretrial Order shall be filed no later than 30 days after the date set for filing dispositive motions. In this action, the joint pretrial order shall be filed on or before **Thursday, August 8, 2024**. If dispositive motions are timely filed, the date for filing the Joint Pretrial Order shall be suspended.
- g. **FRCP 26(a)(3) Disclosures**: The disclosures required by FRCP 26(a)(3) and any objections thereto shall be included in the Joint Pretrial Order.
- h. **Alternative-Dispute Resolution**: The parties certify that they met and conferred about the possibility of using alternative-dispute resolution processes including mediation, arbitration, and if applicable, early neutral evaluation pursuant to LR 26-1(b)(7).
- i. **Alternative Forms of Case Disposition**: The parties certify that they considered and did not consent to trial by magistrate judge under 28 U.S.C. § 636(c) and Fed. R. Civ. P. 73 and the use of the Short Trial Program (General Order 2013-01).
- j. **Electronic Evidence**: The parties certify that they discussed whether they intend to present evidence in electronic format to jurors for the purposes of jury deliberations. The parties will enter into stipulations before trial about providing discovery in an electronic format compatible with the Court's electronic jury evidence display system.

- D. **Consent to Service by Electronic Means through Electronic Mail**: The undersigned, on behalf of Plaintiff, hereby consents to service of documents by electronic means, via electronic mail and/or facsimile, and/or by U.S. mail. The

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undersigned, on behalf of Defendant, consents to service of documents by electronic means, via electronic mail and/or facsimile, and/or by U.S. mail.

1. Plaintiff's Attorneys: Drummond Law Firm  
E-Service Addresses: [craig@drummondfirm.com](mailto:craig@drummondfirm.com)  
[liberty@drummondfirm.com](mailto:liberty@drummondfirm.com)  
[joey@drummondfirm.com](mailto:joey@drummondfirm.com)  
Facsimile Number: (702) 508-9440  
2. Defendant's Attorneys: Thorndal Armstrong  
E-service addresses: [png@thorndal.com](mailto:png@thorndal.com)  
Facsimile Number (702) 366-0327

The undersigned also acknowledge that this consent does not require service by electronic means unless the serving party elects to do so.

DRUMMOND LAW FIRM

THORNDAL ARMSTRONG

DATED this 18th day of December, 2023.

DATED this 18th day of December, 2023.

By /s/ Craig W. Drummond, Esq.  
Craig W. Drummond, Esq.  
Nevada Bar No. 11109  
Liberty A. Pardee (Ringor), Esq.  
Nevada Bar No. 14417  
Joseph A. Tutone, Esq.  
Nevada Bar No. 16333  
3325 W. Sahara Avenue  
Las Vegas, Nevada 89102  
*Attorneys for Plaintiff*

By /s/ Philip Goodhart, Esq.  
Philip Goodhart, Esq.  
Nevada Bar No. 5332  
1100 East Bridger Avenue  
Las Vegas, Nevada 89101  
*Attorney for Defendant*

DRUMMOND LAW FIRM  
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WWW.DRUMMONDLAWFIRM.COM

**ORDER**

1. The discovery cut-off shall be **Monday, June 10, 2024**.
2. Amending the Pleadings and Adding Parties. The last date for filing motions to amend pleadings or to add parties shall not be later than 90 days prior to the close of discovery. In this action, the last date to file motions to amend the pleadings or add parties shall be **Monday, March 11, 2024**.
3. FRCP 26(a)(2) Disclosure (Experts). The last day to disclose expert witnesses shall be 60 days before the discovery cut-off date. In this action, the last date to disclose experts shall be **Wednesday, April 10, 2024**. The date for the disclosure of rebuttal expert witnesses shall be 30 days after the initial disclosure of experts. In this action, the last date to disclose rebuttal experts shall be **Friday, May 10, 2024**.
4. Dispositive Motions. The last date to file dispositive motions shall not be later than 30 days after the discovery cut-off date. In this action, the last date to file dispositive motions shall be **Tuesday, July 9, 2024**.
5. Joint Pretrial Order. The Joint Pretrial Order shall be filed no later than 30 days after the date set for filing dispositive motions. In this action, the joint pretrial order shall be filed on or before **Thursday, August 8, 2024**.
6. FRCP 26(a)(3) Disclosures. The disclosures required by FRCP 26(a)(3) and any objections thereto shall be included in the Joint Pretrial Order.

IT IS SO ORDERED.

  
\_\_\_\_\_  
DANIEL J. ALBREGTS  
UNITED STATES MAGISTRATE JUDGE

DATED: December 20, 2023 \_\_\_\_\_

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 18th day of December, 2023, the undersigned served the foregoing **STIPULATED JOINT DISCOVERY PLAN AND SCHEDULING ORDER PURSUANT TO FRCP 26(f) and LOCAL RULE 26-1(b)** on all counsel herein by causing a true copy to be served via the CM/ECF system, which was served via electronic transmission.

THORNDAL ARMSTRONG  
Philip Goodhart, Esq.  
1100 E. Bridger Avenue  
Las Vegas, Nevada 89101  
*Attorney for Defendant*

/s/ Teri Boykin  
An Employee of Drummond Law Firm

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3325 W. SAHARA AVENUE  
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